

13281 U.S. PTO  
021304

BAY-310-02

322856 U.S. PTO  
10/777159

021304

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Accompanying Divisional Application under 37 CFR 1.53:

Prior Application: BAYCHAR  
Serial No. 08/910,115  
Filed: August 13, 1997

Group Art Unit: 1771  
Examiner: C. Juska  
For: WATERPROOF/BREATHABLE TECHNICAL APPAREL

**REQUEST FOR DIVISIONAL APPLICATION**  
**UNDER 37 C.F.R. 1.53(b)**

Commissioner for Patents  
Mail Stop Patent Application  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a request for filing a divisional application under 37 CFR §1.53(b) of pending prior application Serial No. 08/910,115, filed on August 13, 1997, entitled WATERPROOF/BREATHABLE TECHNICAL APPAREL, by all of the inventors named in the prior application.

1. Enclosed is a copy of the prior application, including the Declaration as originally filed.

2. The Filing Fee is calculated below:

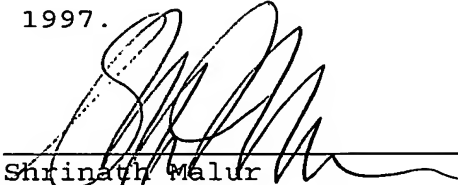
**CLAIMS AS FILED IN THE PRIOR APPLICATION  
LESS ANY CLAIMS CANCELED BY ACCOMPANYING PRELIMINARY AMENDMENT  
PLUS ANY CLAIMS ADDED BY ACCOMPANYING PRELIMINARY AMENDMENT**



BAY-310-02

2

in the present divisional application would have been new matter in the prior application Serial No. 08/910,115, as originally filed on August 13, 1997.



Shrinath Malur  
Registration No. 34,663  
Attorney for Applicant(s)

MATTINGLY, STANGER & MALUR  
1800 Diagonal Rd., Suite 370  
Alexandria, Virginia 22314  
(703) 684-1120  
Date: February 13, 2004